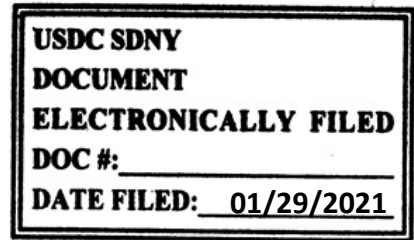


# MEMO ENDORSED

January 13, 2021



BY ECF

Hon. Katharine H. Parker  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 750  
New York, NY 10007

**In light of the parties' status letter and representations, Plaintiff's motion to compel at ECF No. 154 is moot. The Clerk of Court is kindly directed to terminate the gavel at ECF No. 154.**

**SO ORDERED:**

*Katharine H. Parker*  
HON. KATHARINE H. PARKER  
UNITED STATES MAGISTRATE JUDGE

Re: Ambac Assurance Corporation v. U.S. Bank National Association, No. 17-cv-2614 (S.D.N.Y.)

**01/29/2021**

Dear Judge Parker:

We are counsel for Ambac Assurance Corporation (“Ambac”) and Non-Party The Bank of New York Mellon (“BNYM”). We write jointly to provide the Court with a further status report regarding meet and confer efforts between Ambac and BNYM related to Ambac’s Motion to Compel (Dkt. 154), pursuant to the Court’s December 15, 2020, December 23, 2020, and January 7, 2021 Orders (Dkts. 181, 186, 188).

On January 6, 2021, BNYM produced reports to Ambac that BNYM believes reflect all of the data in its possession that is responsive to the requests that are the subject of Ambac’s Motion to Compel. Based on its review thus far, Ambac has not identified any reason to question BNYM’s belief. Accordingly, there is no relief Ambac seeks from the Court at this time and, based on the parties’ present understanding of the data, we consider the motion resolved.

We thank the Court for giving its attention to resolving this dispute.

Respectfully submitted,

/s/ Henry J. Ricardo

Peter W. Tomlinson  
Henry J. Ricardo  
PATTERSON BELKNAP WEBB & TYLER  
LLP  
1133 Avenue of the Americas  
New York, NY 10036-6710  
(212) 336-2000

*Attorneys for Plaintiff Ambac Assurance Corporation*

/s/ Jarman D. Russell

Christopher J. Hought  
Jarman D. Russell  
MAYER BROWN LLP  
1221 Avenue of the Americas  
New York, NY 10020  
(212) 506-2500

*Attorneys for Non-Party The Bank of New York Mellon*